IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO: 2478 of 2006

Dated:10.02.2006

Between:

G.R.Muralidhar, S/o G.Ramnath

..... PETITIONER

AND

1 The General Manager-IT, Air India,

Santa Cruz, Mumbai and two others.

.....RESPONDENTS

ORDER:

The petitioner, who is working as Senior Manager in Air India, Hyderabad, has filed this writ petition questioning the order, dated 01.02.2006, passed by the first respondent herein transferring him to Mumbai.

Mainly, the impugned order is challenged on the ground that no reasons are assigned in it for transferring the petitioner to Mumbai, and that his children are studying in Hyderabad and in the middle of the academic year, the order of transfer cannot be effected. But, however, it is to be seen that it is a transfer on administrative grounds. Merely, because the children of the petitioner are studying in Hyderabad, the same by itself is not an absolute ground for not effecting the transfer at all. If the petitioner is having any other grievance, it is open for him to make representation to the respondents, but the same is not a ground to adjudicate the validity of transfer by way of issuing a Mandamus, in a petition, filed under

Article-226 of the Constitution of India.

More over, the learned Standing Counsel appearing for the respondents has produced a copy of the service regulations governing the employees of Air-India which is titled as “Air-India Employee’s Service Regulations” and Regulation-18 thereof reads as follows: -

> 18. LIABILITY FOR TRANSFER/REDEPLOYMENT ETC
>
> The Competent Authority may transfer/redeploy an employee, in exigencies of service and needs of administration, from one department or station to another in the same State or different States in India/abroad provided that his/her pay, grade and continuity of service are not adversely affected by such transfer. However, no grounds of inefficiency or/and misbehaviour or on his own written request, an employee may be liable to be transferred substantively to or appointed to officiate in a post carrying less pay than the pay of the permanent post on which he holds a lien or would hold a lien had his lien not been suspended.”

In view of the said Regulation, I do not find any valid ground to interfere with the impugned order of transfer, which is passed solely on administrative grounds.

The writ petition is devoid of merits and is accordingly dismissed. However, it is made clear that if the petitioner is having any grievance to leave the Station immediately, it is open for him to make a representation to the respondents, and it is equally open for the respondents to consider the same and pass appropriate orders.

Subject to the above observations, the writ petition is dismissed. There shall be no order as to costs.

_____ R.SUBHASH REDDY, J

10.02.2006

DR